

Notice of Allowability	Application No.	Applicant(s)	
	09/977,981	JOAO, RAYMOND ANTHONY	
	Examiner	Art Unit	
	Asfand M. Sheikh	3627	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/31/2010.
2. ☒ The allowed claim(s) is/are 41-51, 53, 54, 57, 60-62, and 64-84.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____ |

/F. Ryan Zeender/
Supervisory Patent Examiner, Art Unit 3627

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

The examiner notes the following Reasons for Allowance will supersede the previous Reasons for Allowance dated on 1/25/2010.

The examiner has found that Applicant's Remarks presented on 9/2/2009, along with the other remarks presented throughout the prosecution history of the instant application, to be persuasive.

Therefore the examiner notes that independent claims 41, 65, and 79 are allowed.

The examiner notes independent claim 41 was not found to be taught, disclosed, or suggested alone or in combination within the prior art found based on the following:

A computer-implemented method, comprising:

storing, with a central processing computer, information regarding a ticket request or a ticket option request for at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the ticket for a portion of the event or the ticket option for a portion of the event is derived from a ticket for an entire event, wherein the event is at least one of a game, an athletic event, a competition, a performance, a concert, and a tournament, and further wherein the event

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is an event which takes place at or in at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, and further wherein the ticket for the entire event corresponds to a seat or seats at the at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, for the event, wherein the ticket for the entire event is purchased from a ticket issuer by a first individual having a ticket account, and further wherein the ticket for a portion of the event or the ticket option for a portion of the event is purchased by or used by a second individual during the event and before the completion or the conclusion of the event with a payment for a purchase or a use of the ticket for a portion of the event, or a payment for a purchase or a use of the ticket option for a portion of the event, being made to the ticket account of the first individual or a ticket account of a third individual;

receiving and storing, with the central processing computer, information regarding an available ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event either prior to a start or a completion or a conclusion of the event or when the first individual or the third individual is leaving a venue of the event or leaving the event during the event and prior to a completion or a conclusion of the event, wherein the first individual or the third individual initiates or establishes a communication link with the central processing computer using a first communication device, and further wherein the information regarding an available ticket for a portion of an event is transmitted from the first communication device and is

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received by the central processing computer after the communication link is initiated or established;

processing, with the central processing computer, the information regarding a ticket request or a ticket option request for at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the central processing computer processes the information regarding a ticket request or a ticket option request using the information regarding an available ticket;

generating, with the central processing computer, at least one of a ticket availability message and a ticket option availability message, wherein the at least one of a ticket availability message and a ticket option availability message contains information regarding at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the at least one of a ticket availability message and a ticket option availability message is generated before a completion or a conclusion of the event; and

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transmitting, from the central processing computer, the at least one of a ticket availability message and a ticket option availability message to a second communication device associated with or used by the second individual or a fourth individual, wherein the at least one of a ticket availability message and a ticket option availability message is transmitted to the second communication device before a completion or a conclusion of the event.

The examiner notes independent claim 65 was not found to be taught, disclosed, or suggested alone or in combination within the prior art found based on the following:

A computer-implemented method, comprising:

receiving and storing, with a central processing computer, information regarding a ticket request or a ticket option request for at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the ticket for a portion of the event or the ticket option for a portion of the event is derived from a ticket for an entire event, wherein the event is at least one of a game, an athletic event, a competition, a performance, a concert, and a tournament, and further wherein the event is an event which takes place at or in at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, and further wherein the ticket for the entire event corresponds to a seat or seats at the at least one

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of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, for the event, wherein the ticket for the entire event is purchased from a ticket issuer by a first individual having a ticket account, and further wherein the ticket for a portion of the event or the ticket option for a portion of the event is purchased by or used by a second individual during the event and before the completion or the conclusion of the event with a payment for a purchase or a use of the ticket for a portion of the event, or a payment for a purchase or a use of the ticket option for a portion of the event, being made to the ticket account of the first individual or a ticket account of a third individual;

receiving and storing, with the central processing computer, information regarding an available ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event when the first individual or the third individual is leaving a venue of the event or leaving the event during the event and prior to a completion or a conclusion of the event, wherein the first individual or the third individual initiates or establishes a communication link with the central processing computer using a first communication device, and further wherein the information regarding an available ticket for a portion of an event is transmitted from a first communication device and is received by the central processing computer after the communication link is initiated or established;

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processing, with the central processing computer, the information regarding a ticket request or a ticket option request for at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the central processing computer processes the information regarding a ticket request or a ticket option request using the information regarding an available ticket;

generating, with the central processing computer, at least one of a ticket availability message and a ticket option availability message, wherein the at least one of a ticket availability message and a ticket option availability message contains information regarding at least one of a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event and a ticket option for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the at least one of a ticket availability message and a ticket option availability message is generated before a completion or a conclusion of the event; and

transmitting, from the central processing computer, the at least one of a ticket availability message and a ticket option availability message to a second communication device associated with or used by the second individual or a fourth individual, wherein the at least one of a ticket availability message and a ticket option

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availability message is transmitted to the second communication device before a completion or a conclusion of the event.

transmitting, from the central processing computer, the at least one of a ticket availability message and a ticket option availability message to a second communication device associated with or used by the second individual or a fourth individual, wherein the at least one of a ticket availability message and a ticket option availability message is transmitted to the second communication device before a completion or a conclusion of the event.

The examiner notes independent Claim 79 was not found to be taught, disclosed, or suggested alone or in combination within the prior art found based on the following:

A computer-implemented method, comprising:

storing, with a central processing computer, information regarding a ticket request for a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the ticket for a portion of the event is derived from a ticket for an entire event, wherein the event is at least one of a game, an athletic event, a competition, a performance, a concert, and a tournament, and further wherein the event is an event which takes place at or in at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall, a museum, and a performance hall, and further wherein the ticket for the entire event corresponds to a

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seat or seats at the at least one of a stadium, an arena, a theatre, a movie theatre, a concert hall; a museum, and a performance hall, for the event, wherein the ticket for the entire event is purchased from a ticket issuer by a first individual having a ticket account, and further wherein the ticket for a portion of the event is purchased by or used by a second individual during the event and before the completion or the conclusion of the event with a payment for a purchase or a use of the ticket for a portion of the event being made to the ticket account of the first individual or a ticket account of a third individual;

receiving and storing, with the central processing computer, information regarding an available ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event either prior to a start or a completion or a conclusion of the event or when the first individual or the third individual is leaving a venue of the event or leaving the event during the event and prior to a completion or a conclusion of the event, wherein the first individual or the third individual initiates or establishes a communication link with the central processing computer using a first communication device, and further wherein the information regarding an available ticket for a portion of an event is transmitted from the first communication device and is received by the central processing computer after the communication link is initiated or established;

processing, with the central processing computer, the information regarding a ticket request for a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the central processing computer processes the information regarding the ticket request using the information regarding an available ticket;

generating, with the central processing computer, a ticket availability message, wherein the ticket availability message contains information regarding a ticket for a portion of an event which remains after a start of the event and before a completion or a conclusion of the event, wherein the ticket availability message is generated before a completion or a conclusion of the event; and

transmitting, from the central processing computer, the ticket availability message to a second communication device associated with or used by the second individual or a fourth individual, wherein the ticket availability message is transmitted to the second communication device before a completion or a conclusion of the event.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Asfand M. Sheikh whose telephone number is (571)272-1466. The examiner can normally be reached on 9a-5p.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ryan M. Zeender can be reached on (571)272-6790. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Asfand M. Sheikh/
Examiner, Art Unit 3627
5/8/2010

**/F. Ryan Zeender/
Supervisory Patent Examiner, Art Unit 3627**